



IKW
3764

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty. Docket: CHEN=340

In re Application of:)	Conf. No.: 3131
)	
James CHEN et al)	Art Unit: 3764
)	
Appln. No.: 10/058,007 ✓)	Examiner: NGUYAN
)	
Date Filed or 102(e) date:)	
January 29, 2002)	Washington, D.C.
)	
For: ADJUSTABLE DUMBBELL)	October 1, 2004

CONFIRMATION OF AGREEMENT RELATING TO ALLOWANCE

Honorable Commissioner for Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Crystal Plaza Two, Lobby, Room 1B03
Arlington, Virginia 22202

Sir:

On September 27, 2004, the examiner in charge, Mr. Nguyen, telephoned applicant's undersigned attorney of record, proposing to allow the present application upon receiving agreement to make a small amendment in claim 1, last paragraph, third line, to add the word "coaxially" after the recitation "two rod members mounted", which the examiner would take care of by Examiner's Amendment.

On September 29, 2004, undersigned on behalf of applicants telephoned Examiner Nguyen, but was only able to leave a voicemail message agreeing to the proposed Examiner's Amendment. Undersigned called again on September 30, 2004, and left a second voicemail message agreeing to the examiner's proposed Examiner's Amendment as indicated above.

Applicants understand that the examiner has received (or will receive) such voicemail messages and will proceed with the Examiner's Amendment and Notice of Allowance.

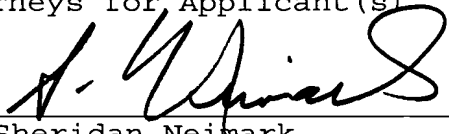
Applicants understand that some drawing revisions are necessary, which the examiner will point out as an attachment to the Notice of Allowability.

Applicants now respectfully await receipt of a Notice of Allowance and a Notice of Allowability, the latter including the Examiner's Amendment, and an explanation of what drawing corrections are needed.

Respectfully submitted,

BROWDY AND NEIMARK, P.L.L.C.
Attorneys for Applicant(s)

By


Sheridan Neimark
Registration No. 20,520

SN:jab
624 Ninth Street, N.W.
Washington, D.C. 20001
Telephone No.: (202) 628-5197
Facsimile No.: (202) 737-3528
G:\BN\D\dire\Chen340\PTO\Conf.AllowanceAgreement1Oct04.doc